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RESOLUTION NO. 113-87
BOARD OF SUPERVISORS, NAVAJO COUNTY, ARIZONA

**RESOLUTION DETERMINING THE VALIDITY OF PETITIONS FOR
THE TEE ONE ANNEXION TO THE
PINETOP-LAKESIDE SANITARY DISTRICT**

WHEREAS, petitions requesting annexation of the property known as the Tee One annexation have been submitted to the Pinetop-Lakeside Sanitary District; and

WHEREAS, pursuant to the provisions of A.R.S. Section 48-262, it is the responsibility of the Board of Supervisors to determine the validity of the petitions presented prior to the date set for the Hearing on the Petitions; and

WHEREAS, the Pinetop-Lakeside Sanitary District has set the Hearing on the Petitions for December 8, 1987 at 7:30 p.m.; and

WHEREAS, the Pinetop-Lakeside Sanitary District has submitted copies of the petitions to the Board of Supervisors and has recommended that the petitions in Exhibit A attached hereto be found valid; and

WHEREAS, the Board of Supervisors has examined the petitions to determine if:
(a) a description of the boundaries of the proposed annexation and a detailed accurate map of the areas included within the proposed change was attached to the petitions; (b) more than one-half of the property owners within the proposed annexation signed the petitions; (c) persons owning collectively more than one-half of the assessed valuation of the property within the boundaries of the proposed change signed the petitions; and (d) more than one-half of the qualified electors within the boundaries of the proposed territory to be annexed signed the petitions;

THEREFORE BE IT RESOLVED:

The Board of Supervisors find that the petitions regarding annexation of the area known as the Tee One Annexation, are valid, and instruct the Clerk to notify the Pinetop-Lakeside Sanitary District of this finding.

ADOPTED THIS 17th day of December, 1987.

NAVAJO COUNTY BOARD OF SUPERVISORS

BY: 

ATTEST:



DV4/Resvalid

RESOLUTION NUMBER 87-26

PINETOP-LAKESIDE SANITARY DISTRICT

A Resolution to Receipt the Acceptance of Petitions Requesting Annexation to the Pinetop-Lakeside Sanitary District an to Fix the Time and Location of Hearing on the Request

WHEREAS, Petitions Requesting Annexation have been received from the majority of the owners of property within the area requesting annexation and,

WHEREAS, A copy of the Petitions Requesting Annexation, a general description of the area and a map of the boundaries of the proposed addition are attached as Exhibit "A" and,

WHEREAS, The Annexation is necessary to promote the health, safety and welfare of residents and property owners of the area requesting annexation and,

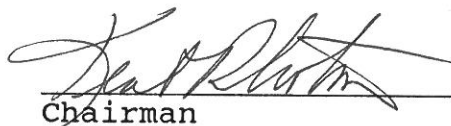
WHEREAS, The method for addition of territory to a Sanitary District is set forth in Arizona Revised Statutes Section 48-262

THEREFORE, Be It Resolved and Ordered that

1. The Petitions requesting annexation for the area described in Exhibit "A" and known as Tee One are received by the District.
2. The Petitions are to be delivered to the Navajo County Board of Supervisors for a determination of validity and it is recommended by the Board of Directors the Pinetop-Lakeside Sanitary District that they be found valid.
3. A hearing is set for the 8th day of December, 1987 at 7:30 on the annexation request.

Adopted this 10 day of November, 1987.

Pinetop-Lakeside Sanitary District


Chairman


Attest

STATE OF ARIZONA)
) ss
County of Navajo)

PETITION FOR THE ADDITION OF TERRITORY
TO THE
PINETOP-LAKESIDE SANITARY DISTRICT

TO: The Honorable Board of Directors
Pinetop-Lakeside Sanitary District
Lakeside, Arizona

Gentlemen:

The undersigned respectfully request that this Petition be attached to similar Petitions to create one Petition for the addition of territory to the Pinetop-Lakeside Sanitary District pursuant to Arizona Revised Statutes Section 48-262, and allege:

1. The name of the sanitary district is PINETOP-LAKESIDE SANITARY DISTRICT.

2. The proposed addition to the Pinetop-Lakeside Sanitary District is located entirely within the County of Navajo, State of Arizona.

3. A general description and map of the boundaries of the proposed addition are set forth in Exhibits "A" and "B" attached hereto and incorporated herein by reference.

4. The estimated total acreage of the property within the proposed addition is 0.89 acres more or less. All property included will be benefited by the proposed addition. The public health, safety, comfort, convenience, necessity and welfare will be promoted by the addition.

5. The addition to the District is proposed for purposes of the development and maintenance of a system for the collection, treatment and disposal of sewage and other wastes within the proposed addition and the exercise of any other powers as are established by Chapter 14, Title 48, Arizona Revised Statutes.

6. The undersigned are a majority of the owners of property within the proposed addition, the owners of a majority of the property within the proposed addition, or a majority of the qualified electors within the proposed addition. Each of the undersigned hold title or evidence of title to the lands described opposite his or her signature.

7. That the addition is necessary to promote the health, safety and welfare of the residents and property owners of the additional territory, and further for the health, safety and welfare of those persons who visit upon the land or travel through the area.

WHEREFORE, in furtherance of their desire to provide for the development, operation and maintenance of sanitary and sewage, collection, treatment, and effluent disposal facilities in the proposed addition to the Pinetop-Lakeside Sanitary District, the undersigned propose that you initiate proceedings for the addition of territory to a sanitary district and establish the new boundaries of the Pinetop-Lakeside Sanitary District through the addition of the territory described in Exhibits "A" and "B", and further pray as follows:

1. That you fix a time for hearing this Petition, and cause notice thereof to be duly given in accordance with A.R.S. Section 48-262. Said hearing shall be held not less than ten (10) days nor more than thirty (30) days from receipt of this Petition.

2. That you find that this Petition was signed by a majority of the persons owning real property, by the owners of fifty-one percent or more of the real property, or by more than one-half of the qualified electors within the proposed addition.

3. That you find that the work is necessary.

4. That you find that the public health and welfare, convenience and necessity will be promoted by the addition to the Pinetop-Lakeside Sanitary District.


5. That after the hearing you issue a formal order declaring that this Petition conforms with all legal requirements relating to the addition of territory to the Pinetop-Lakeside Sanitary District, and define and establish the boundaries of the Pinetop-Lakeside Sanitary District including the territory sought to be added.

6. That you perform such other and further acts as are required by law.

RESPECTFULLY SUBMITTED this 20th day of October, 1987.

Tee One, Pinetop Lakes C.C.

Address (Lot or Parcel)

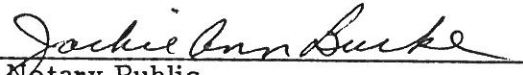

Property Owner or Qualified Elector

Address (Lot or Parcel)

Property Owner or Qualified Elector

STATE OF ARIZONA)
COUNTY OF Maricopa) ss

SUBSCRIBED AND SWORN to before me the undersigned Notary Public
by L.C. Jacobson and _____ this 20th day
of October, 1987.


Notary Public

My Commission Expires:

My Commission Expires Apr. 29, 1989

D-1/LCSDpet

EXHIBIT "A"

LEGAL DESCRIPTION

Those portions of Tract A PINETOP LAKES COUNTRY CLUB UNIT THREE, according to Book 11 of Plats, page 25, records of Navajo County, Arizona, described as follows:

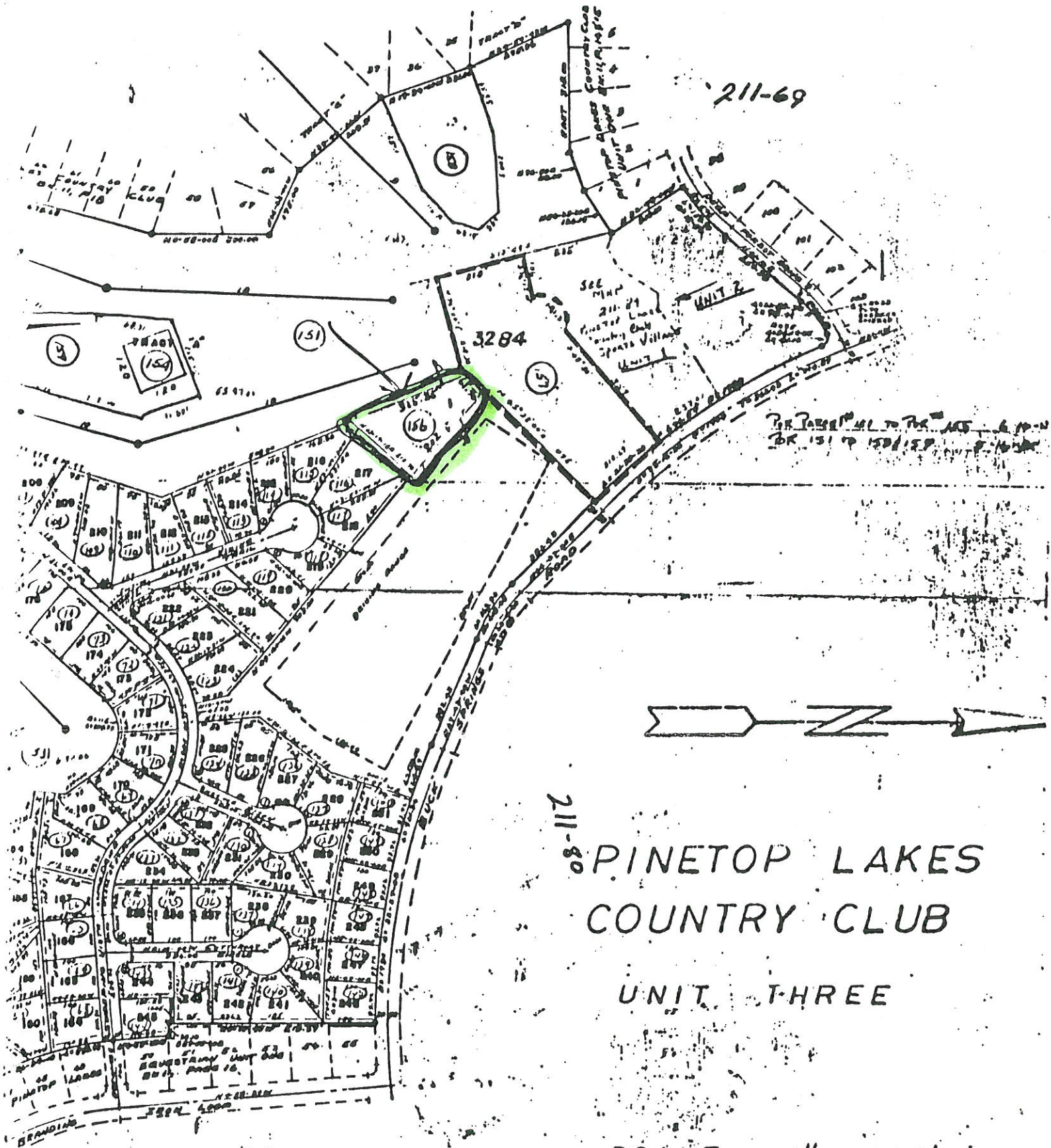
PARCEL NO. 1: Beginning at the most Northerly corner of Lot 218 of said PINETOP LAKES COUNTRY CLUB UNIT THREE; thence South $43^{\circ} 17' 18''$ West 212.72 feet to the Northwest corner of Lot 216 of said subdivision; thence North $21^{\circ} 00' 00''$ West 315.25 feet; thence North $45^{\circ} 32' 40''$ East 61.38 feet; thence South $49^{\circ} 41' 12''$ East 282.00 feet to the Point of Beginning.

Together with an easement for ingress and egress over a strip of land 30 feet in width the center line of which is described as follows:

Commencing at the Northeast corner of Lot 218 of said PINETOP LAKES COUNTRY CLUB, UNIT THREE; thence North $49^{\circ} 41' 12''$ West 282.00 feet; thence South $45^{\circ} 32' 40''$ West 15.00 feet to the True Point of Beginning; thence North $49^{\circ} 41' 12''$ West 40.16 feet; thence North $45^{\circ} 32' 40''$ East 396.70 feet to a point on the Westerly right of way line of Buck Springs Road and its point of terminus.

CODE 3282

PARCEL 157 3284

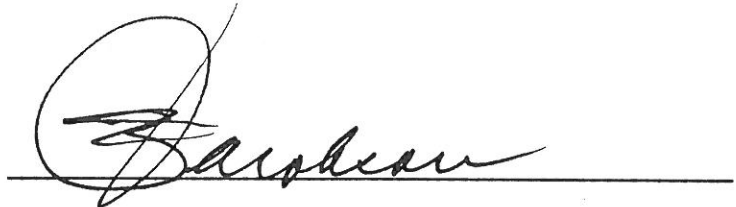


CERTIFICATION THAT PETITION IS SIGNED BY MAJORITY
OF PROPERTY OWNERS OR BY PERSONS OWNING MORE THAN ONE-HALF
OF THE ASSESSED VALUATION OF THE PROPERTY, OR BY MORE THAN
ONE-HALF OF THE QUALIFIED ELECTORS IN THE PROPOSED ANNEXATION
TO THE PINETOP-LAKESIDE SANITARY DISTRICT

PINETOP-LAKESIDE SANITARY DISTRICT

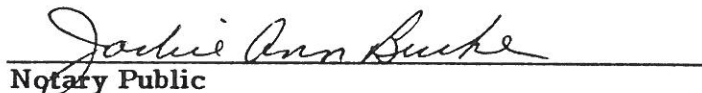
I, JACOBSON LIVING TRUST/L.C. JACOBSON a petitioner in the above matter, hereby
certify that the Petition for the annexation of property to the Pinetop-Lakeside Sanitary
District to which this Certification is attached, is signed by the owners of fifty-one
percent (51%) or more of the real property subject to assessment within the limits of the
territory to be included in the District referred to in the attached Petition, and/or by
persons owning more than one-half of the assessed valuation of the property, as shown on
the last equalized tax roll in which general county taxes are collected for Navajo County,
and/or by more than one-half of the qualified electors within the proposed annexation.

Further the affiant sayeth not.



STATE OF ARIZONA)
) ss.
County of Maricopa)

SUBSCRIBED AND SWORN TO before me this 20th day of October, 1987.


Notary Public

My Commission Expires:

My Commission Expires Apr. 29, 1989

DZ4/CertPetLC